

2837

PTO/SB/21 (02-04)

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(to be used for all correspondence after initial filing)

Application Number	09/393,473
Filing Date	September 10, 1999
First Named Inventor	Wayne Cohen
Art Unit	2837
Examiner Name	Shin Yung Hsieh
Attorney Docket Number	032636/US - 475494-00251

Total Number of Pages in This Submission

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	PTO-1449 with 7 references and Return Receipt Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	DORSEY & WHITNEY, LLP Gary Abelev, Esq. (Reg No. 40,479)
Signature	
Date	April 12, 2005

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Gary Abelev, Esq.		
Signature		Date	April 12, 2005

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032636/US - 475494-00251 PATENT

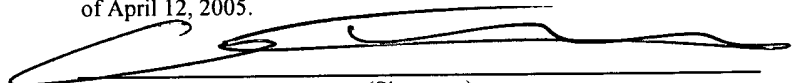
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Wayne COHEN  
Serial No. : 09/393,473  
Filed : September 10, 1999  
Entitled : MARACA WITH FLEXIBLE HANDLE  
Group Art Unit : 2837  
Examiner : Shin Yung Hsieh

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

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(Signature)

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(i), applicant brings to the attention of the Examiner the documents listed on the attached Form PTO 1449, and respectfully request that the listed documents be considered by the Examiner and made of record in the above-captioned application. Copies of the United States patent references listed on the Form PTO-1449 are not enclosed, but the PCT/foreign references are enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as prior art against any claim in the application and applicant determine that the cited documents do not constitute "prior art" under

United States law, applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

This submission is being filed after the payment of issue fee for this application, and thus the Office is not required to consider the references cited therein. However, applicant notes that these references were recently provided in the search report of a corresponding PCT application, and respectfully request that they be made of record in the present application.

Respectfully submitted,

**DORSEY & WHITNEY, LLP**

A handwritten signature in black ink, appearing to read 'Gary Abelev', with a long horizontal flourish extending to the right.

Gary Abelev  
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Attorneys for Applicants  
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Form PTO-1449 U.S. Department of Commerce  
(REV. 2-82) Patent and Trademark Office

Atty. Docket No.  
032636/US - 475494-00251

Serial No.  
09/393,473

**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT**

(Use several sheets if necessary)

Applicant(s)  
Wayne Cohen

Filing Date  
September 10, 1999

Group  
2837

**U.S. PATENT DOCUMENTS**

*Exam. Init.	Document No.	Date	Name	Class	Subclass	Filing Date if Appropriate
	2 6 1 8 8 9 3	November 25, 1952	Beatrice Gelardin et al.			
	2 1 8 9 8 5 3	February 13, 1940	Arthur Zadek			
	5 4 6 1 6 9 0	October 24, 1995	Lampert Norman R.			

**FOREIGN PATENT DOCUMENT**

Document No.	Date	Country	Class	SubClass	Translator Yes No
1 5 9 2 2 5 1	July 1, 1981	Great Britain			
8 7 1 5 5 6 4	January 21, 1988	Germany			
2 7 1 7 3 9 3	September 22, 1995	France			
1 4 8 9 7 7 4	July 28, 1967	France			
1 4 7 4 2 8 7	June 7, 1967	France			

**OTHER DOCUMENTS (including Author, Title Date, Pertinent Pages, Etc.)**

	WO 93/01749, February 4, 1993
	WO 01/09005, February 8, 2001

4827-5872-8192\1

Examiner

Date Considered

\* Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.